

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

BABCOCK & WILCOX NUCLEAR POWER  
GENERATION GROUP, INC., n/k/a  
BABCOCK & WILCOX NUCLEAR ENERGY,  
INC., a Delaware corporation,

Plaintiff,

v.

ENERGY NORTHWEST, a Washington  
Municipal corporation and JOINT  
OPERATING AGENCY,

Defendant.

No. CV-11-5149-EFS

**ORDER CLOSING FILE**

On October 15, 2012, the parties filed a stipulated dismissal.  
ECF No. [12](#). Consistent with the parties' agreement and Federal Rule of  
Civil Procedure 41(a)(2), **IT IS HEREBY ORDERED:**

1. All claims are **DISMISSED with prejudice**, and all parties are  
to bear their own costs and attorneys fees.

2. All pending motions are **DENIED as MOOT**, and hearing dates are  
**STRICKEN**.

3. This file shall be **CLOSED**.

**IT IS SO ORDERED.** The Clerk's Office is directed to enter this  
Order and furnish copies to counsel.

**DATED** this 18th day of October 2012.

s/Edward F. Shea

EDWARD F. SHEA

Senior United States District Judge.

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